

Labour

REPORT

TO THE

OCCUPATIONAL HEALTH AND SAFETY
ADVISORY COUNCIL

FROM THE

Occupational Health and Safety Division Nova Scotia Department of Labour

for the period

April 01, 1998 to March 31, 1999



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Executive Summary

This represents the second Annual Report by the Division to the Advisory Council. The Report format has been modified in an attempt to make it more focussed and easier to read.

The 1998-1999 Divisional Priorities were addressed and many of the targets were met (see pages 2 to 5).

The Divison also continued its work on developing and finalizing several regulatory items. Staff and working groups dealt with the Occupational Safety General regulations, the Underground Mining regulations, the Diving regulations and the Indoor Air Quality regulations to name a few (see pages 6 and 7). In addition to the work on the regulations the Division undertook a number of program activities related to furthering the concepts of Occupational Health and Safety in the work place (see pages 8 to 10).

The data presented provides a numerical indication of the activity of the Division. An attempt was also made at providing an indication of trends over time. These measures are not intended to be all inclusive and suggestions for other measures are welcome (see pages 11 to 18).

The Appendices provide information on appeals, prosecutions and the budgetary resources available to the Division for the fiscal year. The functions and objectives of the Division, as prescribed by section 9 of the Occupational Health and Safety Act, are also presentedhere.

Finally, the Division increased its staffing complement to include additional field and policy officers during this time period. Training for the new and existing personnel continues to be of importance to the Division.

Division Priorities

The Division follows an established policy in the development of it's priorities. Divisional priorities are based upon:

- · WCB and national accident statistics:
- · officer evaluations and Divisonal resources:
- · devloping trends in occupational health and safety;
- · input from the Advisory Council.

Staff input is received in the Fall of any one year through the "Staff Priority Suggestion Form". The suggested priorities are reviewed by Division management and a list of priorities is developed and made available to personnel for discussion at the December staff. Management, with consideration to the December discussions, will establish the priorities and present them to staff at the April staff meeting as initiatives to be undertaken in that fiscal year.

The Divisional Priority Initiatives for 1998-1999 were as follows:

General Inspections and the Internal Responsibility System

Conduct inspections, under General Inspections, that review elements of the Internal Responsibility System in workplaces.

Review inspection reports to ensure:

- · employee names are entered
- posting requirements met (rep / johsc, Act, DOL contact information)
- · where required
 - · policy (three elements)
 - program (nine elements)
 - JOHSC Rules of Procedure
 - · evidence that JOHSC / Rep is doing what is required of them
 - committee minutes are reviewed (last 3 sets)

Target:

70% of reports contain all information when audit of reports are conducted

Outcome:

Criteria inspected for IRS is changing, including ability to track information automatically

Communications/Public Awareness

Develop and deliver Communications and Public Awareness strategies for each regulation introduced.

Have a strategy available for each regulation

· document developed and implemented

Target:

- · 100% of regulations have reference guides
- provide sessions for officer
- provide public awareness sessions
- review existing Reference Guides
 - · Fall Protection.
 - · OH&S Act.
 - · First Aid

Outcome:

- Several of the major laws have a reference guide including: the Occupational Health and Safety Act, Occupational Safety General Regulation, Fall Protection and Scaffolding Regulation, First Aid, Workplace Hazard Management Information System, Controlled Products Regulation, Hazardous Products Act, Hazardous Material Review Act and the Hazardous Material Review Regulation. Guides for Industrial Safety, Construction Safety, Metaliferous Mines and Quarrie Regulations, and the Coal Mines Regulation Act will not be developed due their being replaced in the near future.
- information/education sessions have been provided for officers and the public
- the review of the reference guides is on-going

Review and respond to Plummer Review recommendations.

Plummer Review

Review recommendations and develop responses to each recommendation that impacts OHS Division.

Target:

· 100% of recommendations responded to

Outcome:

 The Plummer Review had fifteen recommendations, of these, six have been completed and the other nine have had substantive work performed and are ongoing.

Complete installation of core and enhanced training program for Division staff.

Staff Training

Target:

- training forms completed for all staff
- · two priority programs scheduled
- · five year training plan developed

Outcome:

 The target was met. A staff training record and a five year plan were developed, and 11 priority programs were scheduled.

Submit Regulations for cabinet approval

Regulations

Submit:

- · Workplace Violence Regulations
- General Safety Regulation
- Summary Offense Ticket Regulations
- · Underground Mining Regulation
- · Joint Occupational Health and safety Committee Regulations
- Diving Regulations
- Occupational Health Regulations

Target:

· three completed

Outcome:

 Target met; the three regulations submitted for approval were: Workplace Violence, Occupational Safety General, and Adjudication Committee. Work continues on the remaining regulations listed.

Tracking System

Develop next generation tracking system

Target:

next generation of tracking system operating by March 31, 1999

Outcome:

· work on the system is proceeding

Special Projects

Target:

Blitz Industy Sectors

Outcome:

Blitzes carried out in all four regions covering Construction,
 Fishing, Agriculture, Industrial, and Government sectors

Divisional Activity

The main legislative item administered by the Division is the Occupational Health and Safety Act. The Occupational Health and Safety Act applies to all workplaces under provincial jurisdiction and establishes a system which identifies rights and responsibilities for the workplace parties.

During the 1998-1999 fiscal year the Occupational Health and Safety Division continued to work on revisions to regulations to strengthen their elements and enhance workplace participation. The Regulations worked on by the Division include:

Regulatory Development

Documentation was developed to revise the regulation. The revisions were intended to adopt the 1995 version of the Code of Practice for Temporary Workplace Traffic Control. These revisions are outstanding.

Temporary Workplace Traffic Control Regulations

Document development was completed and the Regulations were forwarded to Cabinet. Government chose not to proceed with the regulation. The Division has referred the Regulations to the Advisory Council for further consideration.

Workplace Violence Regulations

These Regulations will replace the existing Industrial and Construction Safety Regulations. The regulations were sent to Cabinet and will come into effect in fiscal year 1999-2000.

Occupational Safety General Regulations

Work proceeded to create a provincial regulation that was based on the national document developed by a tripartite committee of employers, employees and government. The Employer Working Group completed its meetings and has forwarded a draft to the Advisory Council Labour caucus for comment.

Diving Regulations

Underground Mining Regulations

The draft submitted to the Division has undergone revision and review by Department of Justice staff. The Division is working on the draft and receiving comments on the proposed revisions.

Occupational Health and Safety Committee Regulations

The employer and employee groups are divided on the need for and the content of a regulation and the Division has worked to resolve the issue.

A draft was prepared by the Division and circulated to external stakeholders for an additional round of comments. These comments were compiled and the Department is considering these comments prior to proceeding.

Indoor Air Quality Regulations

During the period the working group reviewed the public comment provided on the original proposed regulation. The working group has completed its work and a draft has been forwarded to the Advisory Council for approval.

Occupational Health Regulations

The draft requires review within government but resources have been directed to other regulatory areas throughout this period.

Summary Offense Tickets Regulations

OH&S officers have the powers of peace officers, under the Act, with the ability to issue summary offense tickets. The draft regulation was being prepared during the period and the policies under which they will be issued were being developed.

Section 9 of the Occupational Health and Safety Act assigns a number of responsibilities to the Occupational Health and Safety Division (see appendix page 27).

The Occupational Health and Safety Division has two service branches to meet specific occupational health and safety needs in the province. The Field Services Branch, whose core services include: health and safety inspection, investigation, consultation, mediation, compliance promotion and enforcement; and the Central Services Branch, whose core services include: education material development and facilitation, development of policies and legislation, and development of industry based programs and service procedures in consultation with stakeholders that can be applied throughout the organization and the province.

Program Activity

The Division continues to develop and maintain partnerships; including the following

- · Forestry Safety Society of Nova Scotia
- Nova Scotia Construction Safety Association
- Association of Professional Engineers
- Nova Scotia Safety Council
- Retail Gasoline Dealers Association
- · Recognition of Certification Agencies
- Halifax Regional Municipality
- · Canadian Society of Safety Engineering
- · Cape Breton Development Corporation
- · Nova Scotia Community College
- · Department of Education and Culture

During the fiscal year, the Division ran a program of inspection blitzes in selected areas. Blitzes were carried out in five sectors: Agriculture, Industrial, Fishing, Construction, and Government. Partnerships

Inspection Blitzes

Occupational Health and Safety Week

The Occupational Health and Safety Week was held in May (17-21) and once again was organized at an international level with all Canadian jurisdictions participating, as well as Mexico and the United States. A number of events were held in the province furthering the objectives of health and safety.

Mine Rescue Competition

The 27th Mine Rescue Competition was held in Glace Bay. Four teams participated in the event with the Muise team from Phalen taking top honours by winning all the events. Canadian Salt participated in the New Brunswick competition.

Occupational Health & Safety Officer Training

The Division continues to develop and support Officer training as per the detailed training program for all OH&S Officers. In addition to the normal schedule of programs, several Officers were selected to be trained in coaching skills. Division staff are worked on the training modules for the introduction of the Occupational Safety General Regulations.

OH&S Promotion

- Education Programs Occupational Health & Safety Act, First Aid
- Project Minerva was supported through a course offering at Saint Mary's University
- · OH&S week programming and paper supplement
- An issue of the East Coast Reader devoted to OH&S
- · Division coordinated 3 publications of the External Newsletter
- Continued development and improvement to the Web Home Page
- Cooperative effort with the Department of Education in the development of OH&S curricula
- · Revised the Forest Professional book

Maintained and developed MOUs:

- "One Window" Permit process with NS Department of Natural Resources and NS Department of Environment
- · National website with CCOHS
- · Resource sharing with HRDC
- Maintained the following: Consultants List and Audio Visual Resources List
- OH&S Officer Investigation Training through joint training with RCMP course
- Loaned 2 officers for investigations; one to Newfoundland and one to Prince Edward Island
- Attendance at the Representatives of the Atlantic Provinces Conference
- As a response to Government's License, Permit and Approvals Report, working with the Apprenticeship and Training Division of the Department of Education and Culture in transferring the Blaster and Underground Miner exams and certification.
- Developed two hazard alerts and worked on a third
- Work proceeded on developing a set of Internal Responsibility System indicators for officer use in general inspections.
- Work proceeded on developing criteria for a Targeting system to identify businesses with a high potential for safety incidents and target these for inspection
- A review of OH&S research programs from other jurisdictions was undertaken, with the intent of developing criteria for a Nova Scotia program

Memoranda of Understanding

Atlantic Provinces OH&S Agencies Projects

Regulatory/Certification

Division Policy and Programs

Tabulated Data

The Occupational Health and Safety Division reviewed measures that would be appropriate to the services it provides. The measures that were proposed included Workers' Compensation Board claims registration and compensable days information, which are variations of the traditional frequency and severity measures used in occupational health and safety.

To provide an indication of trends over time, data was generated on an annual basis for the five previous years and a moving average was calculated historically.

There are many factors which can influence these measures and although they accurately report the data, it would be inappropriate to infer that Occupational Health and Safety Division services were the sole determinant of any trends.

In addition to these measures data on various Divisional activities is presented in several tables.

Table 1: OH&S Performance Measures 1994 through 1998

(based on Workers' Compensation Board and Statistics Canada data)

Description		Five year Average				
	1998	1997	1996	1995	1994	
Actual Work Force (000's)	404	392	385	384	380	389
All Claims registered with WCB 2	33,050	32.092	30,671	33,885	35,832	33,100
Short term disability claims registered with WCB ²	8,170	7,697	7,995	11,974	13,306	9.82
Total # compensable days for all short term disability claims for the year ³	439,852	402,749	448,428	571,683	657,250	503,992
Total # compensable days for claims opened during the year	201,842	193,025	168,120	224,740	271,775	211.900
Total # short term disability claims for which payments were made ³	10,110	10.184	10,758	14,134	16,914	12.420
Fatalities reported during the year 4	20	29	18	27	16	23
Average # of registered WCB claims per 100 employees	8.18	8.19	7.97	8.82	9.43	8.5
Average # of WCB short term dis- ability claims per 100 employees	2.02	1.96	2.08	3.12	3.50	2.54
Average # of compensable days for all short term disability claims receiving benefits during the year	43.51	39.55	41.68	40.45	38.86	40.81
Average # of compensable days for short term disability claims opened in the year	24.71	25.08	21.03	18.77	20.43	22.0
Number of fatalities reported per 100,000 workers	4.95	7.40	4.68	7.03	4.21	5.65

¹ Reference: Statistics Canada Household Surveys Division, The Labour Force, Various Editions, Statistics Canada, 1992-1998

² Workers' Compensation Board of Nova Scotia, Annual Report, 1992-1998

³ Workers' Compensation Board of Nova Scotia, Personal Communications

⁴ Fatalities - include provincial/federal jursidictions and chronic deaths in the province

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Table 2: OH&S Performance Measure - Atlantic Canada Comparison

Description	1998 Data							
	New Brunswick	Newfoundland	Nova Scotia	Prince Edward Island				
Actual Work Force	324,200	197,900	404,000	60,900				
WCB - All registered claims,	25,375	NA	33,050	5,392				
All regis- tered claims/100 workers	7.8/100	NA	8.2/100	8.9/100	8.1/100			
Short Term disability claims	5,900	NA	8,170	2,046	gur siner and J			
Short Term disability claims/100 workers	1.8/100	NA	2.0/100	3.4/100	2.0/100			

^{*} Note: Data for New Brunswick. Nova Scotia and Prince Edward Island received in conversations with respective Workers Compensation Board organizations. Newfoundland data not yet tabled.



Table 2: OH&S Performance Measure - Atlantic Canada Comparison

Description		Atlantic Province Average			
	New Brunswick	Newfoundland	Nova Scotia	Prince Edward Island	
Actual Work Force	324,200	197,900	404,000	60,900	
WCB - All registered claims,	25,375	NA	33,050	5,392	
All regis- tered claims/100 workers	7.8/100	NA	8.2/100	8.9/100	8.1/100
Short Term disability claims	5,900	NA	8,170	2,046	
Short Term disability claims/100 workers	1.8/100	NA	2.0/100	3.4/100	2.0/100

Note: Data for New Brunswick, Nova Scotia and Prince Edward Island received in conversations with respective Workers Compensation Board organizations. Newfoundland data not yet tabled.

Tabie 3: Officer Activities - fiscal year comparison 1996 through 1999

Activity	1996 - 1997	1997 -1998	1998 - 1999
General Inspection	1,257	1,213	1,022
Complaint	423	270	533
Joint Inspection	51	99	128
Work Refusal	7	14	24
Accident Inspection	126	110	185
Federal WHIMS Inspection	•	1	
Meeting	335	290	308
Fatality Investigation	13	22	8
Other	144	56	79
General Training	106	84	64
General Contact	110	55	42
Telephone Contact	49	59	150
Work Refusals investigated		19	24
Consultative Services	23	31	214
Prosecutions initiated	•	12	13
Re-inspection	258	157	143
Stop Work Order	31	33	90
Deviation	47	56	30
Code of Practice	6	9	22
Appeal - Director's Level	1	15	17
Appeal - Panel Level		6	5
Discriminatory Action Complaint	3	24	51
Total	2,990	2,635	3,152

Table 4: Orders Issues 1998-1999

(under the OH&S Act, associated Regulations and Codes of Practice)

Legislation	Number of Orders Issued
OH&S Act	1905
Stop Work Orders	90
Deviations Granted	30
Codes of Practice Required	22
Appeal Panel Regulations	0
Construction Safety Regulations	323
Disclosure of Information Regulations	0
Fall Protection & Scaffolding Regulations	516
First Aid Regulations	471
General Blasting Regulations	17
Occupational Health Regulations	3
Industrial Safety regulations	727
Temporary Workplace Traffic Control Regualtions	15
WHMIS Regulations	296
Code of Practice	
Managing Asbestos	3
Removal of Friable Asbestos	0
Working with Lead	0
Total	4418



Table 4: Orders Issues 1998-1999

funder the OH&S Act, associated Regulations and Codes of Practice

Legislation	Number of Orders Issued
OH&S Act	1905
Stop Work Orders	90
Deviations Granted	30
Codes of Practice Required	22
Appeal Panel Regulations	0
Construction Safety Regulations	323
Disclosure of Information Regulations	0
Fall Protection & Scaffolding Regulations	516
First Aid Regulations	471
General Blasting Regulations	17
Occupational Health Regulations	3
Industrial Safety regulations	727
Temporary Workplace Traffic Control Regualtions	15
WHMIS Regulations	296
Code of Practice	
Managing Asbestos	3
Removal of Friable Asbestos	0
Working with Lead	0
Total	4418

Table 5: OH&S Division Activity* by Industry Type, 1998-1999 (using standard industrial classification)

Industry	SIC range	Activi (No	-	Order (No	-	Prosecutions initiated
Accomodation/Food/Beverage	9000-9599	38	1.6	71	1.7	
Agricultural and Related services	0000-0299	23	1.0	60	1.4	
Business services	7700-7999	27	1.2	21	0.5	
Communications	4800-4999	62	2.6	56	1.3	
Construction	4000-4499	886	37.6	1,329	31.4	4
Education services	8500-8599	65	2.8	43	1.0	
Finance and Insurance	7000-7499	2	0.1	1	0.0	
Fishing and Trapping	0300-0399	15	0.6	11	0.3	
Government services	8000-8499	182	7.7	178	4.2	
Health and Social Services	8600-8999	77	3.3	84	2.0	
Logging and Forestry	0400-0599	52	2.2	42	1.0	
Manufacturing	1000-3999	388	16.5	818	19.3	1
Mining, Quarrying, and Oil	0600-0999	87	3.7	80	1.9	
Other Services	9600-9999	98	4.3	233	5.5	
Real Estate/Insurance	7500-7699	10	0.4	16	0.4	
Retail Trade	6000-6999	177	7.5	770	18.2	2
Transportation and Storage Industries	4500-4799	54	2.3	60	1.4	
Wholesale Trade	5000-5999	115	4.9	365	8.6	
Total		2,358	100**	4,238	100**	7

^{*} Activity includes inspections, investigations, etc.

^{**} Percentage may not add exactly to 100 due to rounding off

Figure 1: Number of Registered WCB Claims, 1994-1998 (three-year moving average)

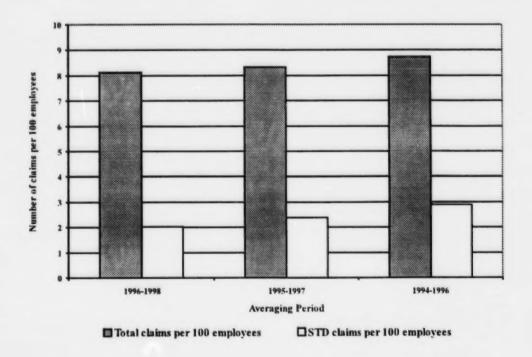
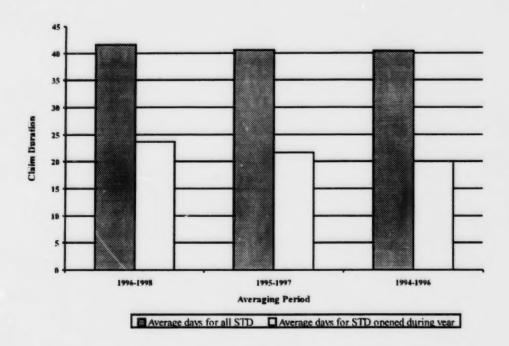


Figure 2: Duration of Registered WCB Claims, 1994-1998

(three-year moving average)



Appendices

Appeals Initiated during the period

To the Director

Orders and Officer's Decisions

- Employer Appeal (190187: IMP Aereospace Components Ltd.) of officer's order. An alternate order issued.
- Employee Appeal (190188: NS Power Inc.) of a work refusal investigation. The officer's order/decision was confirmed.
- Employer Appeal (190199: Stora Forest Industries Inc.) of a discriminatory action complaint. The officer's order/decision was confirmed.
- Employer Appeal (190202: Carroll Pontiac, Buick, GMC Ltd.) of a discriminatory action complaint. Order revoked.
- Employee Appeal (190206: JH McKay Marine Railway Ltd.) of a discriminatory action complaint. Appeal denied.
- Employer Appeal (190217: Agora Food Merchants) of officer's order. An alternate order issued.
- Employer Appeal (190218: Valley Regional Hospital) of officer's order. Appeal exceeded time limit.
- Employer Appeal (190222: NS Power Inc.) of a discriminatory action complaint. The officer's order/decision was confirmed.
- Employee Appeal (190223: NS Power Inc.) of a discriminatory action complaint. Orders revoked.
- Employee Appeal (190224: FE Veinot Sons Machine Welding Co.) of a discriminatory action complaint. The officer's order/decision was confirmed.
- Employer Appeal (190238: Sobeys Inc.) of officer's order.
 Appeal exceeded time limit.
- Employer Appeal (190239: Sobeys Inc.) of officer's order.
 Appeal exceeded time limit.

- Employer Appeal (190240: Sobeys Inc.) of officer's order. Appeal exceeded time limit.
- Employer Appeal (190242: The Daily News) of officer's orders. One rescinded, two confirmed. Deviation granted.
- Employer Appeal (190247: Acadia Drywall Supplies) in a discriminatory action complaint. The officer's order/decision was confirmed.
- Employee Appeal (190253: Stora Forest Industries) in a discriminatory action complaint decision. The officer's order/decision was confirmed.
- Employer Appeal (190269: Apex Machine Work Ltd.) of officer's order. Original orders revoked, two others issued.
- Employer Appeal (190286: Adria Builders) of officer's order.
 No decision; information being exchanged.

To the Appeal Panel

- Employer Appeal (190200: Medis Health and Pharmaceutical services); hearing rescheduled.
- Employer Appeal (190197: Gallery 1 Furniture Ltd.); agreement reached before appeal heard.
- · Employee Appeal (190207: NS Power Inc.); appeal withdrawn.
- Appeal (190208: Stora Forest Industries Ltd.); Director's decision upheald (dissenting opinion).
- Employer Appeal (190275: Agora Food Merchants); appeal withdrawn.

To the Nova Scotia Court of Appeal

 Gendron Steel; original appeal decision quashed. To be reheard with different Appeal Panel members.

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Prosecutions Decided during the period

Accused	SIC Code	Co-accused	Date Sworn	Decision Date	Charges and Disposition
Richmond Row Developments LTD.	7512	Metro Computerized Bookkeeping Ltd.	01/27/98	10/13/98	1 - CSR 186, OHSA 14(e), 74(1)(a): withdrawn; 2 - OHSA 74(1)(b): Guilty
Metro Computatized Bookkeeping Ltd.	7512	Richmond Row Developments LTD.	01/27/98	10/13/98	1 - CSR 186, OHSA 14(e), 74(1)(a); withdrawn; 2 - OHSA 74(1)(b); Guilty
Hannias and Son Ltd.	4012	Steven Hanias, H & M Construction Ltd., Adria Builders	03/11/98	03/22/99	1 - FPSR 3(o), 7, OSHA 74(1)(a): withdrawn; 2 -CSR 123(1),OHSA 15(e), 74(1)(a): withdrawn; 3 - OHSA 74(1)(b): withdrawn
H & M Construction Lef:	4011	Steven Hanias, Hannias and Son Ltd., Adria Builders	03/11/98	03/22/99	1 - FPSR 3(o),7, OSHA 74(1)(a): stayed; 2 - CSR 123(1),OHSA 13(e), 74(1)(a): stayed; 3 - OHSA 74(1)(b): Guilty
Steven Hanias	4012	H & M Construction Ltd., Hannias and Son Ltd., Adria Builders	03/11/98	03/22/99	1 - FPSR 3(o), 7, OSHA 74(1)(a): withdrawn; 2 - CSR 123(1),OHSA 15(e), 74(1)(a): withdrawn; 3 - OHSA 74(1)(b): withdrawn
Adria Builders	4011	H & M Construction Ltd., Hannias and Son Ltd., Steven Hanias	03/11/98	03/22/99	1 • FPSR 3(o), 7, OSHA 74(1)(a): withdrawa
Nova Scotia Power Inc.	4911	NA	06/11/97	06/22/98	1 -OHSA 13(1)(a), 74(1)(a): Not Guilty; 2 - OHSA 13(1)(c), 74(1)(a): Not Guilty; 3 - OHSA 13(1)(b), 74(1)(a): NotGuilty; 4 - FPSR 36(4)(e), OSHA 74(1)(a): Not Guilty
AllSteel Builders Ltd.	4299	NA	07/2/97	04/20/98	1 -FPSR 8(1), OHSA 10(b), 49 (1)(a): Withdrawa; 2 - OHSA 9(1)(c), 49 (1)(a)
RDB Roofing and Sheet Metal Inc.	4235	NA	03/10/98	01/07/99	1 -OHSA 13(1)(b), 74(1)(a): withdrawn; 2 - OHSA 13(1)(c), 74(1):withdrawn; 3 -OHSA 13(1)(c), 74(1)(a): withdrawn; 4 - FPSR 17(1), OHSA 74(1)(a): Guilty

Medis Health and Pharmaceutical Serv- ices Inc.	3741	NA .	03/98	01/11/99	1 - FPSR 3(ac), 24(1)(g), OHSA 74(1)(a): withdrawn; 2 - FPSR 3(1), FPSR 34(2)(d), OHSA 74(1)(a): Guilty: 3 - FPSR 34(2)(c), OHSA 74(1)(a): withdrawn; 4 - FPSR 3(o), 34(3, OHSA 74(1)(a): withdrawn; 5 - OHSA 13(1)(c), 74(1)(a): withdrawn
Chignecto-Central Regional School Board	8363	NA	03/11/98	02/08/99	1 - OHSA 13(1)(c): Guilty; 2 - OHSA 13(1)(d): withdrawn; 3 - OHSA 13(1)(d): withdrawn; 4 - OHSA 13(1)(f): Guilty
Conshec Inc.	4219	Grant Bros. Contracting Ltd.	04/08/98	01/19/99	1 - OBR 3(d), OHSA 12(21), 13(2)(d), 74(1)(a): withdrawn; 2 - GBR 8(1), OHSA 8(3), 13(2)(d), 74(1)(a): withdrawn; 3 - GBR 12(9), OHSA 12(9), 13(2)(d), 74(1)(a): withdrawn; 4 - GBR 3(k), OHSA 12(1), 13(2)(d): Guilty; 5 - GBR 3(d), OHSA 12(21), 15(e), 74(1)(a): withdrawn; 6 - GBR 8(1), OHSA 8(3), OHSA 74(1)(a): withdrawn; 7 - GBR 12(9), OHSA 12(9), 15(e), 74(1)(a): withdrawn; 8 - GBR 3(k), OHSA 12(1), 15(e): withdrawn
Basin Contracting Ltd.	4121	NA	03/98	10/26/98	1 -OHSA 13(1)(b): Not Guilty
Brian Swinamer	4011	Tipert Forest Products	03/10/98	11/03/1998	1 - FPSR 7(1)(a), OHSA 13(2)(d): Guilty
Newco Contruction Ltd.	9953	GB Roofing Ltd.	05/01/98	01/22/99	1 -OHSA 15(e): Guilty 2 - OHSA 15(d): withdrawn
GB Roofing Ltd.	4223	Newco Contruction Ltd.	05/01/98	01/20/99	1 - FPSR 7(1), OHSA 74(1)(a): Guilty; 2 - OHSA 13(1)(f): withdrawn
Total Charges					•

Prosecutions Decided during the period

Accused	SIC Code	Co-accused	Date Sworn	Decision Date	Charges and Disposition
Richmond Row Developments LTD.	7512	Metro Computerized Bookkeeping Ltd.	01/27/98	10/13/98	1 - CSR 186, OHSA 14(e), 74(1)(a): withdrawn; 2 -OHSA 74(1)(b): Guilty
Metro Computerized Bookkeeping Ltd.	7512	Richmond Row Developments LTD.	01/27/98	10/13/98	1 - CSR 186, OHSA 14(e), 74(1)(a): withdrawn: 2 - OHSA 74(1)(b): Guilty
Hannias and Son Ltd.	4012	Steven Hanias, H & M Construction Ltd., Adria Builders	03/11/98	03/22/99	1 - FPSR 3(o), 7. OSHA 74(1)(a): withdrawn; 2 -CSR 123(1),OHSA 15(e), 74(1)(a): withdrawn; 3 - OHSA 74(1)(b): withdrawn
H & M Construction Ltd.	4011	Steven Hanias, Hannias and Son Ltd., Adria Builders	03/11/98	03/22/99	1 - FPSR 3(o),7, OSHA 74(1)(a): stayed: 2 - CSR 123(1),OHSA 15(e), 74(1)(a): stayed; 3 - OHSA 74(1)(b): Guilty
Steven Hanias	4012	H & M Construction Ltd., Hannias and Son Ltd., Adria Builders	03/11/98	03/22/99	1 - FPSR 3(o), 7, OSHA 74(1)(a): withdrawn: 2 - CSR 123(1).OHSA 15(e), 74(1)(a): withdrawn; 3 - OHSA 74(1)(b): withdrawn
Adria Builders	4011	H & M Construction Ltd., Hannias and Son Ltd., Steven Hanias	03/11/98	03/22/99	1 - FPSR 3(0), 7, OSHA 74(1)(a): withdrawn
Nova Scotia Power Inc.	4911	NA	06/11/97	06/22/98	1 -OHSA 13(1)(a), 74(1)(a): Not Guilty; 2 - OHSA 13(1)(c), 74(1)(a): Not Guilty; 3 - OHSA 13(1)(b), 74(1)(a): NotGuilty; 4 - FPSR 36(4)(e), OSHA 74(1)(a): NotGuilty
AllSteel Buiders Ltd.	4299	NA	07/2/97	04/20/98	1 -FPSR 8(1), OHSA 10(b), 49 (1)(a): Withdrawn: 2 - OHSA 9(1)(c), 49 (1)(a)
RDB Roofing and Sheet Metal Inc.	4235	NA	03/10/98	01/07/99	1 -OHSA 13(1)(b), 74(1)(a): withdrawn; 2 - OHSA 13(1)(c), 74(1):withdrawn; 3 -OHSA 13(1)(c), 74(1)(a): withdrawn; 4 - FPSR 17(1), OHSA 74(1)(a): Guilty

Medis Health and Pharmaceutical Services Inc.	3741	NA	03/98	01/11/99	1 - FPSR 3(ac), 24(1)(g), OHSA 74(1)(a): withdrawa; 2 - FPSR 3(1), FPSR 34(2)(d), OHSA
	à.		-771,060		74(1)(a): Guilty; 3 - FPSR 34(2)(c), OHSA 74(1)(a): withdrawn; 4 - FPSR 3(o), 34(3, OHSA 74(1)(a): withdrawn; 5 - OHSA 13(1)(c), 74(1)(a): withdrawn
Chignecto-Central Regional School Board	8363	NA	03/11/98	02/08/99	1 - OHSA 13(1)(c): Guilty: 2 - OHSA 13(1)(d): withdrawn: 3 - OHSA 13(1)(d): withdrawn: 4 - OHSA 13(1)(f): Guilty
Consbec Inc.	4219	Grant Bros. Contracting Ltd.	04/08/98	01/19/99	1 - GBR 3(d). OHSA 12(21), 13(2)(d), 74(1)(a): withdrawn; 2 - GBR 8(1), OHSA 8(3), 13(2)(d), 74(1)(a): withdrawn; 3 - GBR 12(9), OHSA 12(9), 13(2)(d), 74(1)(a): withdrawn; 4 - GBR 3(k), OHSA 12(1), 13(2)(d): Guilty; 5 - GBR 3(d), OHSA 12(21), 15(e), 74(1)(a): withdrawn; 6 - GBR 8(1), OHSA 8(3), OHSA 74(1)(a): withdrawn; 7 - GBR 12(9). OHSA 12(9), 15(e), 74(1)(a): withdrawn; 8 - GBR 3(k). OHSA 12(1), 15(e): withdrawn
Basin Contracting Ltd.	4121	NA	03/98	10/26/98	1 -OHSA 13(1)(b): Not Guilty
Brian Swinamer	4011	Tipert Forest Products	03/10/98	11/03/1998	1 - FPSR 7(1)(a), OHSA 13(2)(d): Guilty
Newco Contruction Ltd.	9953	GB Roofing Ltd.	05/01/98	01/22/99	1 -OHSA 15(e): Guilty 2 - OHSA 15(d): withdrawn
GB Roofing Ltd.	4223	Newco Contruction Ltd.	05/01/98	01/20/99	1 - FPSR 7(1), OHSA 74(1)(a): Guilty: 2 - OHSA 13(1)(f): withdrawn
Total Charges					47

Prosecutions Initiated during the period

Accused	SIC Code	Co-accused	Date Sworn	Decision Date	Charges and Disposition
Grant Bros. Contracting Ltd.	4214	Consbec Inc.	04/08/98	Pending	1 -GBR 3(d), OHSA 12(21), 13(2)(d), 74(1)(a); 2 - GBR 8(1), OHSA 8(3), 13(2)(d), 74(1)(a); 3 -GBR 12(9), OHSA 12(9), 13(2)(d), 74(1)(a); 4 - GBR 3(k), OHSA 12(1), 13(2)(d); 5 - GBR 3(d), OHSA 12(21), 15(e), 74(1)(a); 6 - GBR 8(1), OHSA 8(3), OHSA 74(1)(a); 7 - GBR 12(9), OHSA 12(9), 15(e), 74(1)(a); 8 - GBR 3(k), OHSA 12(1), 15(e)
Tipert Forest Products	2512	Brian Swinamer	03/10/9	Pending	1 - ORSA 15(d)
Ace Towing Limited	6399	NA	10/15/98	Pending	1 -OHSA 66(10), 74(1)(b)(c); 2 - OHSA 56(1), 74(1)(a)
Bragg Lumber Cora- pany Ltd.	0151	NA	05/01/98	Pending	1 -OHSA 13(1)(a); 2 - FPSR 23(2); 3 - FPSR 7(1)
Robert J. Jardine Trucking Ltd.	4214	Vaughan Engineering Assoc. Ltd., Cape Bretion Regional Municipality, Municipal Ready Mix Ltd.	05/13/98	Dismissed; Re-laid	1 - OHSA 15. 15(a), 15(b); 2 - OHSA 13(1)(f), CSR 97
Vaughan Engineering Ansoc. Ltd.	7752	Cape Bretion Regionni Municipality, Municipal Ready Mix Ltd., Robert J. Jardine Trucking Ltd.	05/13/98	Dismissed; Re-laid	1 - OHSA 15, 15(a), 15(b); 2 - OHSA 15(d), CSR 90; 3 - OHSA 15(d), CSR 97
Municipal Ready Mix Ltd.	3581	Robert J. Jardine Trucking Ltd., Cape Bretion Regional Municipality, Vaughan Engineering Assoc. Ltd.	05/13/98	Dismissed: Re-laid	1 - OHSA 90, 95, 97, 13, 13(1), 13(1)(a) 13(1)(d); 2 - OHSA 13(1)(f), CSR 90; 3 - OHSA 13(1)(f), CSR 97
Roger Isoner		NA	03/12/99	Pending	1 - OHSA 15(d), 74(1)(a); 2 - OHSA 57(2), 74(1)(a); 3 - OHSA 15(d), 74(1)(a)

High Liner Foods In- corportaed (formerly National Sea Products)	11	NA	03/12/99	Pending	1 - OHSA 13(1)(b), 74(1)(a); 2 - ISR 122(c), OHSA 13(2)(d), 74(1)(a); 3 - ISR 122(c), OHSA 13(2)(d), 74(1)(a); 4 - OHSA 13(1)(f), 74(1)(a)
Kirk Beamish Ma- sonary Construction 42			03/23/99	Pending	1 -OHSA 15(d), 74(1)(a); 2 - FPSR 21(b)(i)(ii); 3 - FPSR 20 (1)(c)
Total Charges					32

Prosecutions Initiated during the period

Accused	SIC Code	Co-accused	Date Sworn	Decision Date	Charges and Disposition
Grant Bros. Contracting Ltd.	4214	Conshec Inc.	04/08/98	Pending	1 -GBR 3(d), OHSA 12(21), 13(2)(d), 74(1)(a); 2 - GBR 8(1), OHSA 8(3), 13(2)(d), 74(1)(a); 3 -GBR 12(9), OHSA 12(9), 13(2)(d), 74(1)(a); 4 - GBR 3(k), OHSA 12(1), 13(2)(d); 5 - GBR 3(d), OHSA 12(21), 15(e), 74(1)(a); 6 - GBR 8(1), OHSA 8(3), OHSA 74(1)(a); 7 - GBR 12(9), OHSA 12(9), 15(e), 74(1)(a); 8 - GBR 3(k), OHSA 12(1), 15(e)
Tipert Forest Products	2512	Brian Swinamer	03/10/9	Pending	1 - OHSA 15(d)
Ace Towing Limited	6399	NA	10/15/98	Pending	1 -OHSA 66(10), 74(1)(b)(c); 2 - OHSA 56(1), 74(1)(a)
Bragg Lumber Com- pany Ltd.	0151	NA	05/01/98	Pending	1 -OHSA 13(1)(a); 2 - FPSR 23(2); 3 - FPSR 7(1)
Robert J. Jardine Trucking Ltd.	4214	Vaughan Engineering Assoc. Ltd., Cape Bretion Regional Municipality, Municipal Ready Mix Ltd.	05/13/98	Dismissed; Re-laid	1 - OHSA 15, 15(a), 15(b); 2 - OHSA 13(1)(f), CSR 97
Vaughan Engineering Assoc. Ltd.	7752	Cape Bretion Regional Municipality, Municipal Ready Mix Ltd., Robert J. Jardine Trucking Ltd.	05/13/98	Dismissed; Re-laid	1 - OHSA 15, 15(a), 15(b); 2 - OHSA 15(d), CSR 90; 3 - OHSA 15(d), CSR 97
Municipal Ready Mix Ltd.	3581	Robert J. Jardine Trucking Ltd., Cape Bretion Regional Municipality, Vaughan Engineering Assoc, Ltd.	05/13/98	Dismissed: Re-laid	1 - OHSA 90, 95, 97, 13, 13(1), 13(1)(a), 13(1)(d); 2 - OHSA 13(1)(f), CSR 90; 3 - OHSA 13(1)(f), CSR 97
Roger Isenor	•	NA	03/12/99	Pending	1 - OHSA 15(d), 74(1)(a); 2 - OHSA 57(2), 74(1)(a); 3 - OHSA 15(d), 74(1)(a)

High Liner Foods In- corportaed (formerly National Sea Products)	0311	NA	03/12/99	Pending	1 - OHSA 13(1)(b), 74(1)(a); 2 - ISR 122(c), OHSA 13(2)(d), 74(1)(a); 3 - ISR 122(c), OHSA 13(2)(d), 74(1)(a); 4 - OHSA 13(1)(f), 74(1)(a)
Kirk Beamish Masonary Construction	4231	NA	03/23/99	Pending	1 -OHSA 15(d), 74(1)(a); 2 - FPSR 21(b)(i)(ii); 3 - FPSR 20 (1)(c)
Total Charges					32

Division Budget

The preliminary data for the 1998-1999 fiscal year shows the Division operating budget, including human resources, as being \$ 5.3 million; this included a 100% recovery from the Workers' Compensation Board.

A review of past years budget results and the proposed budget for the coming fiscal year follows (note: these are preliminary numbers).

1997-1998 Actual	1998-1999 Forecast	Program and Service (\$ thousands) Current Account - OH&S	1999-2000 Estimate
1,957	2,150	Salaries & Benefits	3,899
2,635	2,260	Operating Costs	2,808
30	32	Grants & Contributions	550
3,055	4,442	Gross Expenditure	7,257
(28)	(20)	Less: Chargeable to other Departments	(35)
1,450	4,422	WCB Contribution	5,932
1,577	0	General Refund Contribution	1,300

Division Functions as per section 9 OH&S Act

Section 9 of the OH&S Act stipulates the functions of the Division with regards to occupational health and safety in the province.

- (a) be concerned with occupational health and safety and the maintenance of reasonable standards for the protection of the health and safety of employees and self-employed persons;
- (b) either alone or in conjunction with the Workers' Compensation Board, the Department of Health or other departments and agencies, prepare and maintain statistics and information relating to employees and self-employed persons;
- (c) provide assistance to persons concerned with occupational health and safety and provide services to assist joint occupational health and safety committees, health and safety representatives, employers, employees and self-employed persons in maintaining reasonable standards for the protection of the health and safety of employees and self-employed persons;
- (d) promote or conduct studies and research projects in the field of occupational health and safety;
- (e) encourage and conduct educational programs to promote occupational health and safety;
- (f) annually, submit to the Advisory Council a report on a review of this Act; and
- (g) perform such other functions as the Minister of the Governor in Council may direct. 1996,c.7,s.9.

The objectives of the Occupational Health and Safety Division are to:

- · reduce the incidence of accidents and illness of employees;
- improve health and safety conditions in the workplace by means of research, education, promotion and enforcement of legislation.
- promote the provision of safe and healthful work environments;
- promote the development of occupational health and safety services within the province;
- promote the principle that every employee is entitled to a safe and healthful workplace;
- promote an understanding and acceptance of, and compliance with legislative requirements;
- conduct and develop education programs designed to promote an awareness of occupational health and safety;
- develop revisions to occupational health and safety legislation, policies and practices;
- undertake research in matters related to occupational health and safety;
- publish from time to time such reports, studies and recommendations as is considered advisable:
- support the tripartite system of employers, employees and government to share in decision making as it affects occupational health and safety; and administer uniformly with all clients all Acts and Regulations.

Division Objectives

Specifically, the division will: